



Entered on Docket
June 18, 2010


Hon. Mike K. Nakagawa
United States Bankruptcy Judge

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The Bank of New York Mellon f/k/a The Bank of New York as successor to JPMorgan Chase Bank, National Association, as Trustee for the C-BASS Mortgage Loan Asset-Backed Certificates, Series 2006-RP1
10-71467 / 15554975

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEVADA

In Re:

09-27415-mkn

Gerard Scott

Motion no. 42

Date:

Time:

Chapter 13

Debtors.

ORDER VACATING AUTOMATIC STAY

Pursuant to the Declaration re Breach of Condition filed on April 28, 2010 and Debtors failure to cure the default prior to its expiration, and good cause appearing.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceeding is immediately vacated and extinguished for all purposes as to

1 Secured Creditor, The Bank of New York Mellon f/k/a The Bank of New York as successor to
2 JPMorgan Chase Bank, National Association, as Trustee for the C-BASS Mortgage Loan Asset-Backed
3 Certificates, Series 2006-RP1 its assignees and/or successors in interest, and Secured Creditor may
4 proceed with a foreclosure of and hold a Trustee's Sale of the subject property, generally described as
5 8721 Country View Avenue , Las Vegas NV and legally described as follows:

6 LOT SIX HUNDRED NINETY THREE (693) IN BLOCK SEVENTEEN (17) OF EL
7 CAPITAN RANCH - UNIT NO.4, AS SHOWN BY MAP THEREOF ON FILE IN
8 BOOK 71 OF PLATS, PAGE 58, IN THE OFFICE OF THE COUNTY RECORDER OF
CLARK COUNTY, NEVADA.

9 pursuant to applicable State Laws, and thereafter commence any action necessary to
10 obtain complete possession of the subject property.

12 **IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall
13 give Debtors at least seven business days' notice of the time, place and date of sale.**

14
15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Secured Creditor hereby
16 withdraws its secured Proof of Claim filed in this matter. The Secured Creditor shall notify the Trustee
17 of the completion of the foreclosure sale. If applicable, Secured Creditor may thereafter amend its
18 secured Proof of Claim to an unsecured Proof of Claim no later than forty-five (45) days after the
19 foreclosure sale.

20 Submitted by:

21 Wilde & Associates

22 **/S/GREGORY L. WILDE**

23 By

24 **GREGORY L. WILDE, ESQ.**
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